IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 14TH SEPTEMBER 2007 / 23RD BHADRA 1929

Crl.Rev.Pet.No. 3347 of 2007()

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CRA.660/2005 of SESSIONS COURT, TRIVANDRUM
CC.405/2003 of CHIEF JUDICIAL MAGISTRATE COURT, TRIVANDRUM

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REVN. PETITIONER: REVISION PETITIONER

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A.SASTHA SHAJI, S/O.APPUKUTTAN
AIRPORT ATTENDER, SIGNAL STATION
VANDITHADAM, VELLAYANI.P.O.,
RESIDING AT S.S.NIVAS, CHERUTHALAVILAKOM
VENGANOOR.P.O., THIRUVANANTHAPURAM

BY ADV. SRI.G.SUDHEER

RESPONDENTS: RESPONDENTS

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1. GIREESAN.S., S/O.SIVASANKARAN NAIR
SREE PADMAM, OOKKODE.P.O.
NEMON, THIRUVANANTHAPURAM

2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM

BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR
SRI.R.GOPAN

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 14/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V. RAMKUMAR, J.**

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**Crl.R.P. No.3347 of 2007**

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**Dated: 14-09-2007**

**ORDER**

The accused in C.C. 405 of 2003 on th**e file** of the Chief Judicial Magistrate, Thiruvananthapuram for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 9780 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

**V. RAMKUMAR,**
**(JUDGE)**

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